

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Jeffrey Mulinelli	Team: Team # 4	CCRB Case #: 201311614	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Saturday, 12/07/2013 1:10 AM	Location of Incident: § 87(2)(b)	Precinct: 81	18 Mo. SOL 6/7/2015	EO SOL 6/7/2015	
Date/Time CV Reported Sat, 12/07/2013 1:40 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 12/11/2013 2:46 PM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Witness(es)	Home Address
§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. LT Barbara Fischer	00000	920284	PSA 3
2. POM Andy Cruz	28171	934316	PSA 3

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Eddie Martins	05731	942139	PSA 3

Officer(s)	Allegation	Investigator Recommendation
A.LT Barbara Fischer	Discourtesy: Lt. Barbara Fischer spoke rudely to § 87(2)(b)	§ 87(2)(b)
B.LT Barbara Fischer	Abuse: Lt. Barbara Fischer refused to provide her name to § 87(2)(b)	§ 87(2)(b)
C.POM Andy Cruz	Abuse: PO Andy Cruz refused to provide his name and shield number to § 87(2)(b)	§ 87(2)(b)
D.LT Barbara Fischer	Abuse: Lt. Barbara Fischer threatened to arrest § 87(2)(b)	§ 87(2)(b)

### Case Summary

On December 7, 2013, § 87(2)(b) filed this complaint via phone with the Internal Affairs Bureau (IAB). IAB forwarded this complaint to the CCRB via log number 13-51245 on December 11, 2013. This case was originally assigned to Inv. Andrew Guinan on December 12, 2013, and it was reassigned to Inv. Jeffrey Mulinelli on September 12, 2014.

§ 87(2)(b) witnessed this incident. He was reached via phone on December 16, 2013, at which time he declined to participate in either the investigation or mediation process.

§ 87(2)(b) was reached via phone on December 16, 2013, at which time she opted to mediate this complaint. § 87(2)(b) participated in the mediation session on August 21, 2014, but requested that her case be returned for an investigation. § 87(2)(b) was phoned on September 17, 2014, and voicemails were left. § 87(2)(b) was reached via phone on September 26, 2014, at which time she expressed interest in withdrawing her complaint and asked for additional time to contemplate her decision. § 87(2)(b) was phoned- on September 30, 2014, and a message could not be left. Letters were mailed to § 87(2)(b) on September 15, 2014, and September 24, 2014, and they were not returned by the U.S. Postal Service. Emails were sent to § 87(2)(b) on September 17, 2014, and September 30, 2014, and they were not returned as undeliverable. On October 3, 2014, a search of the New York City Department of Correction Inmate Lookup Service determined that § 87(2)(b) is not incarcerated. To date, § 87(2)(b) has not contacted the CCRB to schedule an appointment. § 87(2)(g)

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Team: \_\_\_\_\_

Investigator: \_\_\_\_\_  
Signature Print Date

Supervisor: \_\_\_\_\_  
Title/Signature Print Date

Reviewer: \_\_\_\_\_  
Title/Signature Print Date

Reviewer: \_\_\_\_\_  
Title/Signature Print Date